

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Childress et al.** § Group Art Unit: **2144**
Serial No.: **10/815,236** § Examiner: **Mirzadegan, Saeed S.**
Filed: **March 31, 2004** § Attorney Docket No.: **AUS920040117US1**
§

For: **Apparatus and Method for
Allocating Resources Based on Service
Level Agreement Predictions and
Associated Costs**

35525

PATENT TRADEMARK OFFICE
CUSTOMER NUMBER

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Final Office Action dated April 2, 2008 finally rejecting claims 1-20.

A fee of \$510.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

/Wayne P. Bailey/
Wayne P. Bailey
Registration No. 34,289

Duke W. Yee
Registration No. 34,285
YEE & ASSOCIATES, P.C.
P.O. Box 802333
Dallas, Texas 75380
(972) 385-8777
ATTORNEY FOR APPLICANTS